IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

to the:

Applicant: O. S. Khalil, et al.

Serial No: 09/419,461

Filed: October 15, 1999

For: METHOD FOR MODULATING LIGHT PENETRATION DEPTH IN TISSUE AND DIAGNOSTIC APPLICATIONS USING SAME

Group Art Unit: 3736

Examiner: M. Kremer

File No.: 6351.US.P2

Date: November 20, 2003

Certificate of Mailing (37 CFR 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450, on:

ate of Deposit; November 20, 2003

Michele M. Bonke DATE

AMENDMENT AND RESPONSE ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Final Rejection mailed November 6, 2001, please amend the above-identified application as follows.

Amendments to the Claims are reflected in the listing of claims, which begin on page 2 of this paper.

Remarks begin on page 10 of this paper.